

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Atty's Dkt: YITZCHAIK4

In re Application of: ) Application Division  
 Shlomo YITZCHAIK ) ATTN: PCT  
 Serial No. 10/534,455 ) Washington, D.C.  
 IA Filing Date: November 11, 2003 ) Confirmation No. 4790  
 For: TRANSISTOR-BASED BIOSENSORS HAVING GATE... ) Date: December 1, 2005

LATE SUBMISSION OF DECLARATION AND/OR TRANSLATION IN APPLICATION FILED UNDER 35 USC 371

U.S. Patent and Trademark Office  
 Customer Service Window  
 Randolph Building, Mail Stop Missing Parts  
 401 Dulany Street  
 Alexandria, VA 22314

Sir:

The present communication is in response to the "NOTICE OF MISSING REQUIREMENTS UNDER 35 USC 371..." dated October 14, 2005. Attached hereto is/are:

- [XX] Three (3) declarations in compliance with 37 C.F.R. 1.63, identifying the present application by title and priority information.  
 [ ] An exact English language translation of the PCT application as originally filed.  
 [ ] Exact English language translation of the Annexes to the International Preliminary Examination Report containing substitute pages \_\_\_\_ of the specification and new claims \_\_\_\_ to be used for examination.  
 [XX] Additional fees as calculated below:

[XX] Search fee		\$400.00
[XX] Examination fee		\$200.00
Surcharge of \$130.00 for furnishing the oath or declaration later than [ ] 20 [XX] 30 months from the earliest claimed priority date (37 CFR 1.492(e)).		\$130.00
Number of each additional 50 pages or fraction thereof (round up to a whole number)	RATE	
	X \$250.00	
Number of Claims Previously Paid For	Number of Extra Claims	Rate
- 20 =		X \$ 50.00
- 3 =		X \$200.00
Multiple Dependent Claims (if applicable)		+ \$360.00
TOTAL OF ABOVE CALCULATIONS		\$730.00
Reduction of 1/2 for filing by small entity, if applicable. Applicant claims small entity status. See 37 CFR 1.27.		<\$365.00>
SUBTOTAL		\$365.00
Processing fee of \$130.00 for late furnishing of the English translation.		\$
TOTAL NATIONAL FEE		\$365.00

- [ ] Surcharge for late filing of the Declaration was paid on \_\_\_\_.  
 [ ] It is hereby petitioned for an extension of time in accordance with 37 C.F.R. 1.136(a). The appropriate fee required by 37 C.F.R. 1.17 is calculated as shown below:

Small Entity	
Response Filed Within	
[ ] First	- \$ 60.00
[ ] Second	- \$ 225.00
[ ] Third	- \$ 510.00
[ ] Fourth	- \$ 795.00
[ ] Fifth	- \$1,080.00

month after time period set

Other Than Small Entity	
Response Filed Within	
[ ] First	- \$ 120.00
[ ] Second	- \$ 450.00
[ ] Third	- \$1,020.00
[ ] Fourth	- \$1,590.00
[ ] Fifth	- \$2,160.00

month after time period set

[XX] Total fees enclosed: \$ 365.00

[XX] Credit Card Payment Form, PTO-2038, authorizing payment the amount of \$ 365.00 is enclosed to cover the above fees.

[XX] Conditional Petition for Extension of Time:

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

[XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR 1.16 and all patent processing fees under 37 CFR 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR 1.18.

BROWDY AND NEIMARK, P.L.L.C.  
 Attorneys for Applicant(s)

By:

Sheridan Neimark  
 Registration No. 20,520

SN:ses

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## UNITED STATES PATENT AND TRADEMARK OFFICE

Rec'd PCT/PTO

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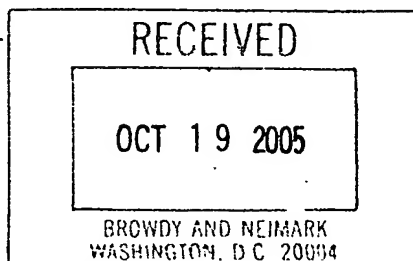
U.S. APPLICATION NUMBER NO. 10/534,455	FIRST NAMED APPLICANT Shlomo Yitzchaik	ATTY. DOCKET NO. YITZCHAIK4
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INTERNATIONAL APPLICATION NO. PCT/IL03/00941
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IA. FILING DATE 11/11/2003	PRIORITY DATE 11/11/2002
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1444

BROWDY AND NEIMARK, P.L.L.C.  
 624 NINTH STREET, NW  
 SUITE 300  
 WASHINGTON, DC 20001-5303



CONFIRMATION NO. 4790

371 FORMALITIES LETTER



\*OC000000017249178\*

Date Mailed: 10/14/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 05/10/2005
- Copy of the International Search Report filed on 05/10/2005
- Preliminary Amendments filed on 05/10/2005
- Small Entity Statement filed on 05/10/2005
- Request for Immediate Examination filed on 05/10/2005
- U.S. Basic National Fees filed on 05/10/2005
- Priority Documents filed on 05/10/2005
- Specification filed on 05/10/2005
- Claims filed on 05/10/2005
- Abstracts filed on 05/10/2005
- Drawings filed on 05/10/2005

MSP = 14 DEC 2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

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## SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$365** for a Small Entity:

- **\$65 Surcharge.**

- The application search fee has not been paid. Applicant must submit **\$200** to complete the search fee. Note a surcharge will be required if submitted later than commencement of the national stage (37 CFR 1.492(h)) and the basic national fee was not paid before July 1, 2005.
- The application examination fee has not been paid. Applicant must submit **\$100** to complete the examination fee for a small entity in compliance with 37 CFR 1.27. Note a surcharge will be required if submitted later than commencement of the national stage (37 CFR 1.492(h)) and the basic national fee was not paid before July 1, 2005.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

BARBARA A CAMPBELL

Telephone: (703) 308-9140 EXT 217

## PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/534,455	PCT/IL03/00941	YITZCHAIK4